

1 BILL NO. S-92-12-19

2
3 SPECIAL ORDINANCE NO. S-02-93

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6 AN ORDINANCE approving the awarding
7 of Reference #1621 by the City of
8 Fort Wayne, Indiana, by and through
9 its Department of Purchasing and ELF
10 ASPHALT for the Street Department.

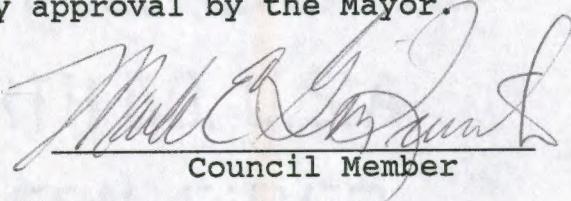
11
12 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
13 OF THE CITY OF FORT WAYNE, INDIANA;

14 SECTION 1. That Reference #1621 between the City of
15 Fort Wayne, by and through its Department of Purchasing
16 and ELF ASPHALT for the Street Department, respectfully
17 for:

18 the 1993 purchase of bituminous
19 materials for the Street Department;

20 involving a total cost of Two Hundred Thousand and no/100
21 Dollars (\$200,000.00), all as more particularly set forth
22 in said Reference #1621, which is on file in the Office of
23 the Department of Purchasing, and is by reference
24 incorporated herein, made a part hereof, and is hereby in
25 all things ratified, confirmed and approved.

26 SECTION 2. That this Ordinance shall be in full
27 force and effect from and after its passage and any and
28 all necessary approval by the Mayor.

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32 
Mike Bergland
Council Member

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay
J. Timothy McCaulay, City Attorney

REFERENCE NO.: 1621
DEPARTMENT: STREET DEPARTMENT
DATE: 12/10/92
ITEM/SERVICE: PURCHASE OF BITUMINOUS MAT'L
ADVERTISED BID: YES
DATES ADVERTISED: 11/16/92 & 11/23/92
DATE OPENED: 12/03/92
WRITTEN QUOTE:
DATE DUE:
VERBAL QUOTE:
SINGLE SOURCE:
NO. OF VENDORS NOTIFIED: 6
NO. OF VENDORS RECEIVING BID: 1
NO. OF VENDORS RETURNING BID: 1
NO. OF VENDORS DISQUALIFIED: 0
NO. OF VENDORS NOT RESPONDING: 5
DATE SENT TO DEPT FOR RECOMM: 12/03/92
DATE RECOMM RECEIVED BACK: 12/07/92
DATE SENT TO LAW DEPARTMENT: 12/10/92
INTRODUCTION DATE: 12/22/92
DISCUSSION DATE: 01/05/93
PASSAGE DATE: 01/12/93

I.T.B. #1621
ASPHALT/BITUMINOUS
STREET DEPARTMENT
12/3/92

ITEM	ELF ASPHALT	
	PICKUP	DELIVERED
AE-300	\$156.00	\$163.20
AC-20		\$135.00
AE-T-RS-2	\$132.00	\$139.20
AE-90S	\$180.00	\$187.20
AE-150	\$136.80	\$144.00
DUSTAY	\$96.00	\$103.20
AC-13		\$218.00
AE-300P	\$204.00	\$211.20

elf asphalt

Elf Asphalt, Inc.

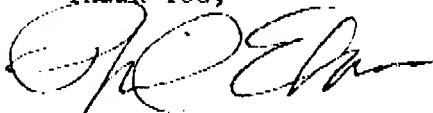
2720 East Durbin Road
P.O. Box 1295
Warsaw, Indiana 46580

Telephone
219/267-5076

Patty Coffelt,

Enclosed is a firm bid for the City of Ft. Wayne, Indiana for 1993 from Elf Asphalt. Please disregard out the escalating clause that was submitted by mistake in our bid.

Thank You,



Phil Ehrman
Vice-President

RECEIVED
1992 DEC 11 PM 2:37
PURCHASING

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 12/3/92 BID REFERENCE # 1621

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR ASPHALT/BITUMINOUS MATERIALS (LIQUID) AS PER SPECIFICATIONS.

AND REQUESTED BY STREET DEPARTMENT

THIS BID REQUIRES A XX \$2500.00 BID BOND OR CERTIFIED CHECK OF ALL BIDDERS.

THIS BID REQUIRES A 100% PERFORMANCE PAYMENT BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____ % IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME ELF ASPHALT

STREET ADDRESS 2720 E. DURBIN RD.

CITY WARSAW PHONE # (219) 267-5076

BY Phillip Ehrman
REPRESENTATIVE SIGNATURE

Phillip Ehrman



Elf Asphalt, Inc.

2720 East Durbin Road
P.O. Box 1295
Warsaw, Indiana 46580

Telephone
219/267-5076

**CITY OF FORT WAYNE
ANNUAL EMULSION REQUIREMENTS**

THE CITY OF FORT WAYNE, INDIANA, IS REQUESTING BIDS FOR THE PURCHASE OF ASPHALT/BITUMINOUS MATERIALS (LIQUID) FOR THE STREET DEPARTMENT NECESSARY FOR RESURFACING PROJECTS.

THE ANNUAL REQUIREMENTS FOR THESE MATERIALS ARE ESTIMATED AT 309,021 GAL. ACTUAL QUANTITIES PURCHASED MAY BE MORE OR LESS.

ALL MATERIAL BID MUST MEET SPECIFICATIONS OUTLINED IN THE 1985 INDIANA DEPARTMENT OF HIGHWAY, STANDARD SPECIFICATIONS, 902.04, (a) REQUIREMENTS FOR ASPHALT EMULSIONS.

PRICES BID MUST BE EXACT AND HELD FIRM THROUGH THE TERM OF THE AGREEMENT. THERE SHALL BE NO ADDITIONAL CHARGES FOR DELIVERY, HANDLING, OR ANY OTHER MISC. FEES.

TERM OF AGREEMENT: JANUARY 1, 1993 THRU DECEMBER 31, 1993
FOB: FORT WAYNE

STATE COST PER UNIT DELIVERED

DESCRIPTION	COST PER UNIT	
	<u>PLT P/U</u>	<u>DELIVERED</u>
AE-300	\$156.00	\$163.20
AC-20		\$135.00
AE-T - RS-2	\$132.00	\$139.20
AE-90S	\$180.00	\$187.20
AE-150	\$136.80	\$144.00
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OCTOBER 29, 1992

ESCALATION CLAUSE

Bidder shall have the right to increase the contract unit price in amount equal to the bidders increase in costs of materials and supplies occurring subsequent to the date on which such bid is submitted (hereafter referred to as "base date") to the board having authority to award contracts. Any increase (or decrease) in the bidders cost of materials and supplies after the date shall be verified by proper documents furnished to the responsible awarding board, which shall include proof of price to the bidders source of supply.

Bidder may reserve the right to allocate its products to its customers in a fair and equitable manner, if necessary due to reduction of the allocation from the source of supply to the bidder in accordance with any directives for mandatory allocation issued by appropriate agency of the Federal Government.

Read the first time in full and on motion by Sandra E. Kennedy, seconded by John J. Schmid, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on January 12, 1993, the 12th day of January, 1993, at 10:00 o'clock A.M., E.S.T.

DATED: 12-22-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Sandra E. Kennedy, seconded by John J. Schmid, and duly adopted, placed on its passage. PASSED 9-0 by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>9</u>			
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG				
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 1-12-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. S-02-93
on the 12th day of January, 1993.

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of January, 1993, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 13th day of January, 1993, at the hour of 4:00 o'clock P.M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Ref. No. 1621 for the purchase of bituminous materials for the Street Department for 1993.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: Liquid asphalt for making hot mix asphalt, cold mix asphalt, emulsion for chip and seal, and dust control.

IF REPLACEMENT, WHAT NECESSITATES:

EFFECT ON NON-PASSAGE: Asphalt paving, pot hole patching, chip and seal program, and overall street maintenance for 1993 would be severely hampered.

PRIOR APPROVAL REQUESTED: DATE:

MONIES INVOLVED: Elf Asphalt \$200,000.00

PRICE AGREEMENT: Yes PURCHASE ORDER:

ACCOUNT INFORMATION: Street Department 128-128-1201-4272

S-92-12-19

BILL NO. S-92-12-19

REPORT OF THE COMMITTEE ON
FINANCE

ARCHIE L. LUNSEY & DONALD J. SCHMIDT - CO-CHAIRPERSONS
HENRY, EDMONDS, LONG

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) approving the awarding
of Reference #1621 by the City of Fort Wayne, Indiana, by and
through its Department of Purchasing and ELF ASPHALT for the
Street Department

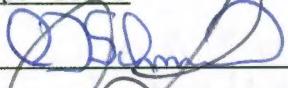
HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (RESOLUTION)

DO PASS

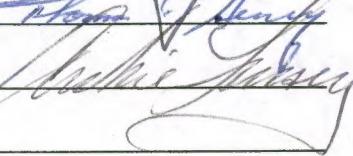
DO NOT PASS

ABSTAIN

NO REC







DATED: 1-12-93

Sandra E. Kennedy
City Clerk